

Docket No. 1232-5077

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): SUDA et al. Group Art Unit: 1796
Serial No.: 10/613,589 Conf. No: 5542
Filed: July 2, 2003 Examiner: Bernard Lipman
For: POLYMER COMPOSITION, IMAGE-FORMING METHOD AND IMAGE FORMING APPARATUS

**TERMINAL DISCLAIMER UNDER 37 C.F.R. §1.321(C)
TO OBVIATE DOUBLE PATENTING REJECTION OVER
U.S. PATENT APPLICATION NO. 10/958,408**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Identity of Assignee

The petitioner, Canon Kabushiki Kaisha, having a business address at 30-2, Shimomaruko 3-Chome, Ohta-Ku, Tokyo 146-8501 Japan is the owner of the entire right, title and interest in the above-identified application, Serial No. 10/613,589, by virtue of an assignment from the inventors recorded on July 2, 2003 in the United States Patent and Trademark Office at Reel 014273 and Frame 0758.

Identification of Person(s) Making This Disclaimer

The undersigned disclaimant is an officer of Canon Kabushiki Kaisha and is authorized to sign on behalf of the assignee identified above.

Extent of Interest

The extent of assignee's interest is in the whole of this invention.

Docket No.1232-5077
Serial No. 10/613,589

Declaration Under 37 C.F.R. 3.73(b)

I, the undersigned, have reviewed all the documents in the chain of title of the patent application identified above and, to the best of my knowledge and belief, title is in the assignee identified above.

Disclaimer

The petitioner, through its Attorney of Record, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, of any patent granted on pending reference Application Number 10/958,408 ("Prior Application"). Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the Prior Application is commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the Prior Application, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Docket No.1232-5077
Serial No. 10/613,589

Fee Status

(37 C.F.R. 1.20(d) and 37 C.F.R. 1.321)

- large entity--fee \$130.00
 small entity--fee \$65.00

Fee Payment

- Attached is a check in the sum of \$
 Charge Deposit Account 13-4500, Order No. 1232-5077 any fee required by this paper.

AUTHORIZATIONS:

The Commissioner is hereby authorized to charge any additional fees which may be required for timely consideration of this Terminal Disclaimer under 37 C.F.R. §§1.16 -§1.20 or credit any overpayment to Deposit Account No. 13-4500, Order No. 1232-5077.

Respectfully submitted,

Dated: December 26, 2007



Nobuyoshi Tanaka, Ph. D.
Senior Managing Director
Group Executive
Corporate Intellectual Property and Legal
Headquarters
Canon Kabushiki Kaisha